



August 29, 2014

To: Executive Board

Subject: **Resolutions For Financial Delegation of Authority**

Recommendation

Adopt the following two resolutions:

Resolution No. 2014-02: A Continuing Resolution of the Executive Board of Foothill Transit Authorizing the Filing of Grant Applications with the United States Department of Transportation (**Attachment A**)

Resolution No. 2014-03: Authorization for the Execution of the Certifications and Assurances for the Public Transportation Modernization, Improvement and Service Enhancement Account Bond Program (**Attachment B**)

Background

In August 1992, Foothill Transit Zone adopted a one-time authorizing resolution for filing grant applications with the United States Department of Transportation. The 1992 resolution should now be updated to reflect the name of the organization as Foothill Transit and to reaffirm that the authority granted by the 1992 resolution will continue to remain in full force.

Attachment A is the proposed resolution for delegation of authority for filing federal grant applications.

The California Department of Transportation (Caltrans) requires that all project recipients (defined as "Project Sponsor") of Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA) bond program funds must submit a copy of a board resolution appointing the authorized agent for the Project Sponsor.

Attachment B is the proposed resolution as requested by Caltrans.

Sincerely,

Darold Pieper
General Counsel

Doran J. Barnes
Executive Director



RESOLUTION NO. 2014-02

Attachment A

**A CONTINUING RESOLUTION OF THE EXECUTIVE BOARD OF
FOOTHILL TRANSIT AUTHORIZING THE FILING OF GRANT
APPLICATIONS WITH THE UNITED STATES
DEPARTMENT OF TRANSPORTATION**

The Executive Board of Foothill Transit does resolve as follows:

1. Findings. The Executive Board hereby finds and declares the following:

A. On August 27, 1992, Foothill Transit Zone adopted a One-Time Authorizing Resolution for Filing Grant Applications with the United States Department of Transportation ("1992 Resolution").

B. The Executive Board desires to update the 1992 Resolution to reflect the fact that it no longer uses the name Foothill Transit Zone and to reaffirm that the authority granted by the 1992 Resolution was continuing and will continue to remain in full force and effect as provided herein.

2. Action.

A. The Executive Director or his designee is authorized to execute and file all applications on behalf of the Foothill Transit Joint Powers Authority with the United States Department of Transportation, to aid in the financing of all planning, capital, training, demonstration, and/or operating assistance projects.

B. The Executive Director or his designee is authorized to execute and file with such applications any assurance or any other document required by the United States Department of Transportation effectuating the purposes of the proposed projects.

C. The Executive Director or his designee is designated to furnish such additional information as the United States Department of Transportation may require in connection with all applications.

D. The Executive Director or his designee is authorized to set forth and execute minority business enterprise (disadvantaged business enterprise and women's business enterprise) policies and procedures in connection with the procurement needs of all projects.

E. The Executive Director or his designee is authorized to execute all grant agreements on behalf of the Foothill Transit Joint Powers Authority within the United States Department of Transportation to aid in the financing of all planning, capital, training, demonstration, and/or operating assistance projects.



F. That the Executive Director or his designee is authorized to execute all other necessary documents and contracts in connection with said grant application and grant agreement filed with the United States Department of Transportation Federal Transportation Administration.

G. The Executive Board reaffirms that the authority granted by the 1992 Resolution was continuing and remained in full force and effect from August 27, 1992, until the adoption of this Resolution.

H. This Resolution is continuing, and the authority granted herein shall remain in full force and effect until such time, if any, as the Executive Board may amend or rescind this Resolution.

3. Adoption. PASSED AND ADOPTED at a meeting of the Executive Board held on August 29, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

Doug Tessitor, Chair

APPROVED AS TO FORM:
Darold D. Pieper, Attorney at Law

ATTEST:
Sachi A. Hamai, Executive Officer
Los Angeles County Board of Supervisors

By:_____
Darold Pieper, General Counsel

By:_____
Deputy Secretary



RESOLUTION No. 2014-03

Attachment B

**Authorization for the Execution of THE
CERTIFICATIONS AND ASSURANCES
FOR THE PUBLIC TRANSPORTATION MODERNIZATION, IMPROVEMENT, AND
SERVICE ENHANCEMENT ACCOUNT BOND PROGRAM**

WHEREAS, Foothill Transit is an eligible project sponsor and may receive state funding from the Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA) now or sometime in the future for transit projects; and

WHEREAS, the statutes related to state-funded transit projects require a local or regional implementing agency to abide by various regulations; and

WHEREAS, Senate Bill 88 (2007) named the Department of Transportation (Department) as the administrative agency for the PTMISEA; and

WHEREAS, the Department has developed guidelines for the purpose of administering and distributing PTMISEA funds to eligible project sponsors (local agencies); and

WHEREAS, the *Executive Director* may wish to delegate authorization to execute these documents and any amendments thereto.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of Foothill Transit that the fund recipient agrees to comply with all conditions and requirements set forth in the Certification and Assurances document and applicable statutes, regulations and guidelines for all PTMISEA funded transit projects.

NOW THEREFORE, BE IT FURTHER RESOLVED that the Executive Director or his designee be authorized to execute all required documents of the PTMISEA program and any Amendments thereto with the California Department of Transportation.



Adoption. PASSED AND ADOPTED at a meeting of the Executive Board held on August 29, 2014, by the following vote:

AYES:

NOES:

ABSTAIN:

Doug Tessitor, Chair

APPROVED AS TO FORM:
Darold D. Pieper, Attorney at Law

ATTEST:
Sachi A. Hamai, Executive Officer
Los Angeles County Board of Supervisors

By:_____
Darold Pieper, General Counsel

By:_____
Deputy Secretary